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BEFORE THE ARIZONA CORPORATION COMMISSION  
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CARL J. KUNASEK

Chairman

JIM IRVIN

Commissioner

WILLIAM A. MUNDELL

Commissioner

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DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF ) DOCKET NO. E-01933A-98-0471  
TUCSON ELECTRIC POWER COMPANY FOR )  
APPROVAL OF ITS STRANDED COST )  
RECOVERY AND FOR RELATED APPROVALS, )  
AUTHORIZATIONS AND WAIVERS. )

IN THE MATTER OF THE FILING OF TUCSON ) DOCKET NO. E-01933A-97-0772  
ELECTRIC POWER COMPANY OF )  
UNBUNDLED TARIFFS PURSUANT TO A.A.C. )  
R14-2-1602 *et seq.* )

TUCSON ELECTRIC POWER COMPANY ) DOCKET NO. E-01933A-99-0729  
APPLICATION FOR APPROVAL OF ITS )  
PROPOSED DIRECT ACCESS SERVICE FEES )  
AND ITS PROPOSED AMENDMENTS TO ITS )  
RULES AND REGULATIONS )

IN THE MATTER OF THE COMPETITION IN ) DOCKET NO. RE-00000C-94-0165  
THE PROVISION OF ELECTRIC SERVICES )  
THROUGHOUT THE STATE OF ARIZONA. ) TUCSON ELECTRIC POWER  
COMPANY'S JOINDER TO  
STAFF'S REQUEST FOR  
PROCEDURAL ORDER

Tucson Electric Power Company ("TEP" or "Company"), through undersigned counsel, hereby joins in support of Commission Staff's request for a procedural order to be issued in these consolidated dockets. Additionally, TEP will comment on several aspects of the "Reply of APS Energy Services, Inc. to Tucson Electric Power Company and Response to Staff Request for Procedural Order" ("APSES Response"), as follows:

TEP supports the Commission Staff request. Although APSES does not believe that it is necessary for the Commission to receive any evidence on this matter from the parties, a hearing will provide the Commission the opportunity to fully consider how the Competition Rules apply not only to this "one specific instance" but to other similar situations that will, in all probability, occur as

1 competition develops in the service territories of all Affected Utilities (and SRP) throughout the  
2 State. See APSES Response at 2:4-8. A hearing will also provide the University of Arizona with  
3 another opportunity to formally participate in this matter, if it so desires, rather than have the  
4 Commission rely on the surrogate voice of APSES.<sup>1</sup>

6 TEP also supports Commission Staff's suggestion that the University of Arizona be provided  
7 service on the same terms and conditions as its current written arrangement until this matter is  
8 resolved by the Commission. TEP has already communicated this fact to both Commission Staff  
9 and APSES. Accordingly, TEP will adhere to the same terms and conditions until this matter is  
10 resolved.  
11

12  
13 With regards to the procedure of the hearing to be scheduled in this matter, TEP makes the  
14 following requests:

15 1. In light of the fact that this matter involves TEP, the University of Arizona and  
16 facilities located in Tucson, that the hearing be conducted at the Commission's offices in Tucson,  
17 Arizona;  
18

19 2. That the procedural schedule issued herein provide for reasonable discovery by the  
20 parties;  
21

22 3. That APSES, as the petitioner, be required to pre-file its direct testimony and that  
23 TEP, Commission Staff and other intervenors be permitted adequate time to prepare and pre-file  
24 rebuttal testimony thereto, if necessary; and  
25

26 4. APSES has listed those issues that it determines to be fundamental to this matter. See  
27 APSES Response at 2:18-23; 3:1-2. A review of those issues reveals that they are worded in a self-  
28 serving manner and do not represent all of the issues that may need to be considered in this  
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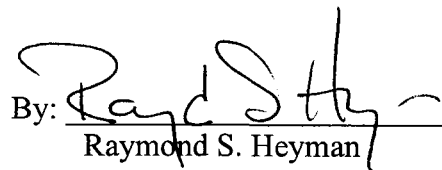
31 <sup>1</sup> On July 27, 2000, Mr. Joel Valdez of the University of Arizona sent a letter to Chairman Kunasek endorsing the  
APSES Petition but also indicating that it saw "no need for formal intervention by the University."

1 proceeding. TEP would recommend that the Commission schedule, at an early date, a pre-hearing  
2 conference in which the parties can identify for the Commission those issues that should be  
3 addressed.  
4

5 Although APSES does not agree with the current application of the Competition Rules, TEP  
6 will continue to work with APSES to reach a solution of this matter. However, in the event that TEP  
7 and APSES can not come to a resolution, TEP supports Commission Staff's request for a procedural  
8 order.  
9

10 RESPECTFULLY SUBMITTED this 28<sup>th</sup> day of June 2000.

11 ROSHKA HEYMAN & DEWULF, PLC  
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1 **Original and 10 copies of the foregoing**  
2 **filed this 28<sup>th</sup> day of June, 2000, with:**

3 Docket Control  
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7 **Copy of the foregoing hand-delivered**  
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